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OCT 13 2004

042390.P10397

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

David P. Henzerling

Serial No.: 09/741,208

Filed: December 19, 2000

For: **WIRELESS MUSIC DEVICE AND
METHOD THEREFOR**

Mail Stop: RCE

Assistant Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

April 3, 2003

Group Art Unit: 2876

Examiner: D. Hess

PRELIMINARY AMENDMENT

Prior to examination of the above-referenced continuation application, Applicant respectfully request consideration of the following amendments and remarks, which Applicant verily believes to be fully responsive to the Office Action mailed April 23, 2004. Upon entry of this response, Applicant respectfully requests reconsideration of the above-captioned application.

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